

**U.S. District Court
Western District of Kentucky (Louisville)
CIVIL DOCKET FOR CASE #: 3:12-cv-00032-CRS-JDM**

Stevens v. Amazon.com, Inc.
Assigned to: Judge Charles R. Simpson, III
Referred to: Magistrate Judge James D. Moyer
Demand: \$5,000,000
related Case: 3:12-cv-00036-CRS
Cause: 28:1331 Fed. Question

Date Filed: 01/16/2012
Jury Demand: Plaintiff
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: Federal Question

Plaintiff

Theresa D. Stevens
*On behalf of herself and all others similarly
situated*

represented by **Ben Barnow**
Barnow & Associates PC
One North LaSalle Street, Suite 4600
Chicago, IL 60602
312-621-2000
Fax: 312-641-5504
Email: b.barnow@barnowlaw.com
ATTORNEY TO BE NOTICED

Erich P. Schork
Barnow & Associates PC
One North LaSalle Street, Suite 4600
Chicago, IL 60602
312-621-2000
Fax: 312-641-5504
Email: e.schork@barnowlaw.com
ATTORNEY TO BE NOTICED

Mark K. Gray
Gray & White
713 E. Market Street, Suite 200
Louisville, KY 40202
502-805-1800
Fax: 502-618-4059
Email: mgray@grayandwhitelaw.com
ATTORNEY TO BE NOTICED

Richard L. Coffman
The Coffman Law Firm
505 Orleans, Suite 505
Beaumont, TX 77701
409-833-7700
Fax: 866-835-8250
Email: rcoffman@coffmanlawfirm.com
PRO HAC VICE
ATTORNEY TO BE NOTICED

Defendant

Amazon.com, Inc.
doing business as
 Zappos.com, Inc

represented by **Lisa Catherine DeJaco**
 Wyatt, Tarrant & Combs LLP – Louisville
 500 West Jefferson Street, Suite 2800
 Louisville, KY 40202–2898
 502–589–5235
 Fax: 502–589–0309
 Email: ldejaco@wyattfirm.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brian C. Frontino
 Stroock Stroock & Lavan, LLP
 2029 Century Park East
 Suite 1600
 Los Angeles, CA 90067–3086
ATTORNEY TO BE NOTICED

Jeffrey B. Bell
 Stroock Stroock & Lavan, LLP
 2029 Century Park East
 Suite 1600
 Los Angeles, CA 90067–3086
ATTORNEY TO BE NOTICED

Julia Beatrice Strickland
 Stroock Stroock and Lavan
 2029 Century Park, East
 Suite 1800
 Los Angeles, CA 90067–3004
 310–556–5800
 Fax: 556–5959
ATTORNEY TO BE NOTICED

Scott M. Pearson
 Stroock Stroock & Lavan
 2029 Century Park E
 18th Floor
 Los Angeles, CA 90067–3086
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/16/2012	<u>1</u>	COMPLAINT against Amazon.com, Inc. Filing fee \$ 350, receipt number 0644–1356253, filed by Theresa D. Stevens. (Attachments: # <u>1</u> Cover Sheet, # <u>2</u> Summons) (PRM) (Entered: 01/17/2012)
01/16/2012	<u>2</u>	Case Assignment (Random Selection): Case Assigned to Joseph H. McKinley, Jr.. (PRM) (Entered: 01/17/2012)
01/16/2012	<u>3</u>	Summons Issued as to Amazon.com, Inc.. Counsel for Plaintiff is responsible for printing and serving the attached issued summons(es). (PRM) (Entered: 01/17/2012)
01/16/2012	<u>4</u>	

		ORDER [eboc] by Chief Judge Joseph H. McKinley, Jr on 1/17/2012; Referring Case to Magistrate Judge James D. Moyer for determination of nondispositive matters.cc:counsel (PRM) (Entered: 01/17/2012)
01/23/2012	<u>5</u>	SUMMONS Returned Executed by Theresa D. Stevens. Amazon.com, Inc. served on 1/18/2012, answer due 2/8/2012. (Attachments: # <u>1</u> Summons Issued for Service by Clerk of Court) (Gray, Mark) (Entered: 01/23/2012)
01/24/2012	<u>6</u>	ORDER REASSIGNING CASE by Chief Judge Joseph H. McKinley, Jr.: this matter is transferred to the Honorable Charles R. Simpson, III, for final disposition. All future pleadings shall be filed under the following Civil Action Number 3:12CV-32-S. cc:counsel, RK (JBM) (Entered: 01/24/2012)
01/24/2012	<u>7</u>	Case Assignment (Civil/Recusal/Reassignment): Case Assigned to Judge Charles R. Simpson III. (TLB) (Entered: 01/25/2012)
01/27/2012	<u>8</u>	MOTION for Richard L. Coffman to Appear Pro Hac Vice Filing fee \$ 65, Receipt #L33029348. Responses due by 2/21/2012 (Attachments: # <u>1</u> Affidavit, # <u>2</u> Proposed Order) (SJS) (Entered: 01/27/2012)
02/02/2012	<u>9</u>	ORDER granting <u>8</u> Motion for Attorney Richard L. Coffman to Appear Pro Hac Vice. Signed by Judge Charles R. Simpson, III on 2/2/12. cc:counsel (JBM) (Entered: 02/02/2012)
02/08/2012	<u>10</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint by Defendant Amazon.com, Inc. Responses due by 2/18/2012 (Attachments: # <u>1</u> Proposed Order) (DeJaco, Lisa) (Entered: 02/08/2012)
02/09/2012	<u>11</u>	ORDER granting <u>10</u> Motion for Extension of Time to Answer. Defendant shall have through 3/5/2012 to file a responsive pleading. Signed by Judge Charles R. Simpson, III on 2/9/12. cc:counsel (JBM) (Entered: 02/09/2012)
02/13/2012	<u>12</u>	MOTION for attorney Ben Barnow to Appear Pro Hac Vice. Filing fee \$ 65. (receipt #L33029560) by Plaintiff Theresa D. Stevens; Responses due by 3/8/2012 (Attachments: # <u>1</u> Affidavit, # <u>2</u> Proposed Order) (JBM) (Entered: 02/13/2012)
02/13/2012	<u>13</u>	MOTION for Erich P. Schork to Appear Pro Hac Vice Filing fee \$ 65. (receipt# L33029561) by Plaintiff Theresa D. Stevens. Responses due by 3/8/2012 (Attachments: # <u>1</u> Affidavit, # <u>2</u> Proposed Order) (JBM) (Entered: 02/13/2012)
02/15/2012	<u>14</u>	ORDER granting <u>12</u> Motion for Attorney Ben Barnow to Appear Pro Hac Vice. Signed by Magistrate Judge James D. Moyer on 2/15/12. cc:counsel (JBM) (Entered: 02/15/2012)
02/15/2012	<u>15</u>	ORDER granting <u>13</u> Motion for Attorney Erich P. Schork to Appear Pro Hac Vice. Signed by Magistrate Judge James D. Moyer on 2/15/12. cc:counsel (JBM) (Entered: 02/15/2012)
02/29/2012	<u>16</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint by Defendant Amazon.com, Inc. Responses due by 3/10/2012 (Attachments: # <u>1</u> Proposed Order) (DeJaco, Lisa) (Entered: 02/29/2012)
03/01/2012	<u>17</u>	Notice of MOTION filed at MDL Panel to Transfer Case to the United States District Court for the District of Nevada for Coordinated or Consolidated Pretrial Proceedings. Filed by Defendant Amazon.com, Inc. (JBM) Modified on 3/6/2012- changed from motion to notice (TLB). (Entered: 03/05/2012)
03/05/2012	<u>18</u>	ORDER granting <u>16</u> Motion for Extension of Time to Answer. Defendant shall file its responsive pleading on or before 3/12/2012. Signed by Magistrate Judge James D. Moyer on 3/5/12. cc:counsel (JBM) (Entered: 03/05/2012)

03/09/2012	<u>19</u>	Third MOTION for Extension of Time to File Answer re <u>1</u> Complaint by Defendant Amazon.com, Inc. Responses due by 3/19/2012 (Attachments: # <u>1</u> Proposed Order) (DeJaco, Lisa) (Entered: 03/09/2012)
03/14/2012	<u>20</u>	ORDER granting <u>19</u> Motion for Extension of Time to Answer. Defendant shall file its responsive pleading by 3/14/2012. Signed by Judge Charles R. Simpson, III on 3/13/12. cc:counsel (JBM) (Entered: 03/14/2012)
03/14/2012	<u>21</u>	MOTION to Transfer Case by Defendant Amazon.com, Inc. Responses due by 4/7/2012 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit 1–Declaration of Arun Rajan, # <u>3</u> Exhibit 1A–Terms of Use for Zappos.com Website, # <u>4</u> Exhibit 2–Declaration of Scott M. Pearson, # <u>5</u> Exhibit 2A–Multidistrict Litigation Motion, # <u>6</u> Exhibit 2B, part 1–Schedule of Actions and Complaints, # <u>7</u> Exhibit 2B, part 2–Schedule of Actions and Complaints, # <u>8</u> Exhibit 2B, part 3–Schedule of Actions and Complaints, # <u>9</u> Exhibit 2B, part 4–Schedule of Actions and Complaints, # <u>10</u> Exhibit 2B, part 5–Schedule of Actions and Complaints, # <u>11</u> Exhibit 2B, part 6–Schedule of Actions and Complaints, # <u>12</u> Exhibit 2C–Relethford Complaint, # <u>13</u> Exhibit 2D–Metoyer Complaint, # <u>14</u> Exhibit 2E–Piera Complaint, # <u>15</u> Proposed Order Order, # <u>16</u> Proposed Order Alternate Order) (DeJaco, Lisa) (Entered: 03/14/2012)
03/26/2012	<u>22</u>	NOTICE of filing of Response to Motion re <u>21</u> MOTION to Transfer Case . Replies due by 4/12/2012. (JBM) Modified text on 3/27/2012 (JBM). (Entered: 03/27/2012)
04/02/2012	<u>23</u>	NOTICE of Potential Tag–Along Action re:MDL 2357 by Amazon.com, Inc. Associated Cases: 3:12–cv–00036–CRS (MLG) (Entered: 04/06/2012)
04/02/2012	<u>24</u>	Notice of REPLY filed at MDL Panel to Motion to Transfer Case to the United States District Court for the District of Nevada for Coordinated or Consolidated Pretrial Proceedings. (TLB) (Entered: 04/12/2012)
04/17/2012	<u>25</u>	MOTION for Julia B. Strickland to Appear Pro Hac Vice Filing fee \$ 65, receipt number 0644–1406919.by Defendant Amazon.com, Inc. Responses due by 5/11/2012 (Attachments: # <u>1</u> Affidavit of Julia B. Strickland, # <u>2</u> Proposed Order) (DeJaco, Lisa) (Entered: 04/17/2012)
04/17/2012	<u>26</u>	MOTION for Brian C. Frontino to Appear Pro Hac Vice Filing fee \$ 65, receipt number 0644–1406941.by Defendant Amazon.com, Inc. Responses due by 5/11/2012 (Attachments: # <u>1</u> Affidavit of Brian C. Frontino, # <u>2</u> Proposed Order) (DeJaco, Lisa) (Entered: 04/17/2012)
04/17/2012	<u>27</u>	MOTION for Jeffrey B. Bell to Appear Pro Hac Vice Filing fee \$ 65, receipt number 0644–1406950.by Defendant Amazon.com, Inc. Responses due by 5/11/2012 (Attachments: # <u>1</u> Affidavit of Jeffrey B. Bell, # <u>2</u> Proposed Order) (DeJaco, Lisa) (Entered: 04/17/2012)
04/17/2012	<u>28</u>	MOTION for Scott M. Pearson to Appear Pro Hac Vice Filing fee \$ 65, receipt number 0644–1406959.by Defendant Amazon.com, Inc. Responses due by 5/11/2012 (Attachments: # <u>1</u> Affidavit of Scott M. Pearson, # <u>2</u> Proposed Order) (DeJaco, Lisa) (Entered: 04/17/2012)
04/19/2012	<u>29</u>	ORDER by Magistrate Judge James D. Moyer on 4/19/2012 granting <u>27</u> Motion to Appear Pro Hac Vice by Jeffrey B. Bell. cc:counsel (TLB) (Entered: 04/19/2012)
04/19/2012	<u>30</u>	ORDER by Magistrate Judge James D. Moyer on 4/19/2012 granting <u>26</u> Motion to Appear Pro Hac Vice by Brian C. Frontino. cc:counsel (TLB) (Entered: 04/19/2012)
04/19/2012	<u>31</u>	ORDER by Magistrate Judge James D. Moyer on 4/19/2012 granting <u>28</u> Motion to Appear Pro Hac Vice by Scott M. Pearson. cc:counsel (TLB) (Entered: 04/19/2012)
04/19/2012	<u>32</u>	ORDER by Magistrate Judge James D. Moyer on 4/19/2012 granting <u>25</u> Motion to Appear Pro Hac Vice by Julia B. Strickland. cc:counsel (TLB) (Entered: 04/19/2012)
06/20/2012	<u>33</u>	

CONDITIONAL TRANSFER ORDER from District of Nevada re MDL 2357. (TLB) (Entered: 06/20/2012)